



Office of Legislat. and Intergovernmental Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

September 18, 1985

Honorable Augustus F. Hawkins
Chairman
Committee on Education and Labor
U.S. House of Representatives
Washington, D. C. 20515

Dear Mr. Chairman:

This is to proffer the views of the Department of Justice regarding H.R. 1524, the proposed Polygraph Protection Act of 1985.

We take no position on the policy merits of H.R. 1524. However, we do object to the bill's failure to provide an exemption for using the polygraph in situations involving employees of government contractors performing work for the government related to the national defense and national security. Despite the close working relationship between the federal government and federal contractors, employees of contractors are not considered to be government employees and, therefore, the exemption for government employees provided in Section 8 of the bill would not apply to contractor employees.

For this reason, we oppose enactment of H.R. 1524 without an amendment which would exempt government contractor employees from coverage by the bill.

The Office of Management and Budget has advised this Department that it has no objection to the submission of this letter from the standpoint of the Administration's program.

Sincerely,

Phillip D. Brady
Acting Assistant Attorney General

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